IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION
CRIMINAL CONTEMPT PETITION NO.22 OF 2006

Smt. Jayashree Ganesh Pachare ...Petitioner.
V/s.
1.Shri Manohar Harishchandra Pevekar
& Anr. ...Respondents.

Shri R.P.Kadam for the Petitioner.
Mrs.P.H.Kantharia, APP for the Respondent/State.

CORAM: B.H.MARLAPALLE &
J.H.BHATIA, JJ.
DATE : 20th December, 2006.

P.C.:

1. Heard the learned counsel for the petitioner who alleges that respondent no.1 who had filed writ petition no.1780 of 2005 before this Court had made a false statement that he is the owner of the residential premises situated at 180-6419, Kannamwar Nagar No.2, Vikhroli (East), Bombay- 400 083.

2. Admittedly in the said petition, respondent no.1 was not granted any relief.

3. After hearing the learned counsel for the petitioner, we are satisfied that no prima-facie case has been made out to entertain this petition for criminal contempt as defined under Section 2(c) of the Contempt of Courts Act, 1971 and if respondent no.1 is

guilty of making a false statement in any proceedings, the petitioner may approach the competent authority with a criminal complaint. We have also noted that the learned Advocate General did not entertain the application submitted by the petitioner for leave to file this contempt petition.

4. Petition is, therefore, rejected summarily.

...

(J.H.BHATIA,J.) **(B.H.MARLAPALLE,J.)**